IN THE UNITED STATES OF AMERICA
EASTERN DISTRICT OF TEXAS
TYLER DIVISION

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

JAN 20 2016

UNITED STATES OF AMERICA	§	
	§	BY
v.	§	No. 6:16CR 07 DEPUTY_______
	§	Judge MHS/KNM
MIKAEL JOHNSON	§	

INDICTMENT

THE UNITED STATES GRAND JURY CHARGES:

Count One

Violation: 18 U.S.C. §§ 2252A(a)(2)(A) and (b)(1) (Distribution of Child Pornography)

On or about December 14, 2015, in the Eastern District of Texas, **Mikael Johnson**, defendant, did knowingly distribute any child pornography, as defined in Title 18, United States Code, Section 2256(8), that had been shipped and transported using any means and facility of interstate and foreign commerce, and that had been shipped and transported in and affecting interstate and foreign commerce by any means, including by computer. Specifically, the defendant, **Mikael Johnson**, using a social media application and the Internet, distributed the following visual depiction:

FILE NAME	DESCRIPTION
5f3281891b9a86d501cb8fe99597b942	This image depicts a nude, prepubescent female minor lying supine on a bed with red sheets. The minor is posed on the bed to display her genitals.

In violation of 18 U.S.C. §§ 2252A(a)(2)(A) and (b)(1).

Count Two

Violation: 18 U.S.C. §§ 2252A(a)(5)(B) and (b)(2) (Possession of Child Pornography)

On or about January 7, 2016, in the Eastern District of Texas, **Mikael Johnson**, defendant, did knowingly possess material, namely, a Samsung Galaxy Centura SCH-S738C cellular phone, bearing IMEI number 268435462901238097, that contained images of child pornography, as defined in Title 18, United States Code, Section 2256(8), involving a prepubescent minor and a minor who had not attained 12 years of age, that had been shipped and transported using any means and facility of interstate and foreign commerce; that had been shipped and transported in and affecting interstate and foreign commerce by any means, including by computer; and that had been produced using materials that had been mailed and shipped and transported in and affecting interstate and foreign commerce by any means, including by computer. Included among the images that the defendant, **Mikael Johnson**, possessed were the following:

FILE NAME	DESCRIPTION
e792b46a-50b2-4876-a0b2-a4d3971c8279.mp4	This video depicts a male toddler, nude from the waist down and lying on a bed next to an adult male wearing only underwear. The adult male is holding a cellular phone in front of the minor, to show the minor what appears to be an adult pornographic video. Another individual holds the sheet away from the minor's

	genitals so that his genitals are exposed to the camera and are the focus of the video.
26c1d832-70e0-4049-bba0-590f1dcce7bb.mp4	This video depicts a prepubescent female minor who is nude from the waist down and wearing only a sports bra. The minor sits in a black gaming chair with her legs spread apart to display her genitals. The minor then penetrates her vagina with a pink object and her finger.
d5af2c8e-4c4c-41b1-85e9-36c4ce780e62.mp4	This video depicts a minor female engaged in oral/genital sexual intercourse with an adult male.

In violation of 18 U.S.C. § 2252A(a)(5)(B) and (b)(2).

NOTICE OF INTENTION TO SEEK CRIMINAL FORFEITURE

Upon conviction of the offense(s) alleged in this Indictment, the defendant, **Mikael Johnson**, shall forfeit to the United States his interest in the following property, including, but not limited to:

1. Samsung Galaxy Centura SCH-S738C cellular phone, bearing IMEI number 268435462901238097;
2. Samsung SD Card, bearing serial number: DCA5R0S932SE932C7538;
3. Datastick flash drive, bearing serial number: AA00000000000485; and
4. Corsair flash drive, bearing serial number: 1e21dc226d5048.

This property is forfeitable pursuant to 18 U.S.C. § 2253(a) based upon the property being:

1. any visual depiction described in section . . . 2252 of this chapter, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of this chapter;
2. any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from such offense; or
3. any property, real or personal, used or intended to be used to commit or to promote the commission of such offense.

By virtue of the commission of the offense alleged in this Indictment, any and all interest the defendant has in this property is vested in and forfeited to the United States pursuant to 18 U.S.C. §§ 2253(a)(1) and (a)(3).

A TRUE BILL

GRAND JURY FOREPERSON

JOHN M. BALES
UNITED STATES ATTORNEY

MARISA J. MILLER
Assistant United States Attorney

Date: 1/20/2016

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NOTICE OF PENALTY

Count One

Violation: 18 U.S.C. §§ 2252A(a)(2)(A) and (b)(1)

Penalty: Imprisonment for not less than five years and not more than twenty years; but if the defendant has a prior conviction under this chapter, section 1591, chapter 71, chapter 109A, chapter 117, or under section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under the laws of any State relating to aggravated sexual abuse, sexual abuse, or abusive sexual conduct involving a minor or ward, or the production, possession, receipt, mailing, sale, distribution, shipment, or transportation of child pornography or sex trafficking of children, such person shall be imprisoned for not less than fifteen years and not more than forty years; a fine of not more than $250,000; and a term of supervised release of not less than five years to life.

Special Assessment: $ 100.00

Count Two

Violation: 18 U.S.C. §§ 2252A(a)(5)(B) and (b)(2)

Penalty: Imprisonment for not more than ten years; but if any image of child pornography involved in the offense involved a prepubescent minor or a minor who had not attained 12 years of age, such person shall be imprisoned for not more than 20 years; and, if the defendant has a prior conviction under this chapter, section 1591, chapter 71, chapter 109A, chapter 117, or under section 920 of title 10 (article 120 of the Uniform Code of Military Justice), or under the laws of any State relating to aggravated sexual abuse, sexual abuse, or abusive sexual conduct involving a minor or ward, or the production, possession, receipt, mailing, sale, distribution, shipment, or transportation of child pornography or sex trafficking of children, such person shall be imprisoned for not less than ten years and not more than twenty years; a fine of not more than $250,000; and a term of supervised release of not less than five years to life.

Special Assessment: $ 100.00